| UNITED STATES DISTRICT COURT | | |
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| SOUTHERN DISTRICT OF NEW YORK | | |
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| IN RE VEECO INSTRUMENTS INC. | : | |
| SECURITIES LITIGATION | : | No. 7:05-MD-01695-CM |
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| THIS DOCUMENT RELATES TO: | : | |
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DECLARATION OF J. ROSS WALLIN IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS THE CONSOLIDATED AMENDED COMPLAINT

GIBSON, DUNN & CRUTCHER LLP 200 Park Avenue New York, New York 10166-0193 Phone: (212) 351-4000 Fax: (212) 351-4035

Counsel for Defendants Veeco Instruments Inc., Edward H. Braun, John F. Rein, Jr. and John P. Kiernan

- J. ROSS WALLIN declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, as follows:
- 1. I am an associate of the law firm of Gibson, Dunn & Crutcher LLP, counsel to Defendants Veeco Instruments Inc., Edward H. Braun, John F. Rein, Jr., and John P. Kiernan in this action.
- 2. Attached hereto as Exhibit A is a true and correct copy of the October 12, 2004 press release of Veeco Instruments Inc.
- 3. Attached hereto as Exhibit B is a true and correct copy of the PowerPoint presentation delivered by Veeco Instruments Inc. at the September 8, 2004 Smith Barney Citigroup 2004 Technology Conference.
- 4. Attached hereto as Exhibit C is a true and correct copy of the July 26, 2004 press release of Veeco Instruments Inc.

Executed on January 10, 2006.

J. Ross Wallin